



**REQUEST FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

ADDRESS TO:
MAIL STOP RCE
Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	08/637,752
Filing Date	October 28, 2004
First Named Inventor	Andrea Kern
Group Art Unit	1648
Examiner Name	Mosher, M.
Attorney Docket No.	33950/US (formerly 8484-013-999)

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-captioned application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application

"EXPRESS MAIL" MAILING LABEL NO. EV 530694494 US

Date of Deposit: October 28, 2004

1. Submission required under 37 C.F.R. § 1.114

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on _____
(Any unentered amendment(s) referred to above will be entered.)
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- iii. ☐ Other: _____
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (including Form PTO-1449 and References)
- iv. ☒ Other: **Submission Under 37 C.F.R. § 1.114(c) and Petition for Revival of an Application for Patent Abandoned Unintentionally Under 37 C.F.R. § 1.137(b)**

2. Miscellaneous

- a. ☐ Suspension of action on the above-captioned application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed three months; Fee under 37 C.F.R. § 1.17(i) required.)
- b. ☐ Other: _____

3. Fees The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

- a. ☒ The Fees are calculated as follows:
- | | AMOUNT | <input type="checkbox"/> Large Entity | <input checked="" type="checkbox"/> Small Entity |
|--|-----------|---|---|
| i. <input checked="" type="checkbox"/> RCE BASIC FEE | \$ 395.00 | \$ 790.00 | \$ 395.00 |
| ii. <input type="checkbox"/> EXTENSION FEES | \$ | One-Month \$ 110.00
Two-Month 430.00
Three-Month 980.00
Four-Month 1530.00
Five-Month 2080.00 | \$ 55.00
215.00
490.00
765.00
1040.00 |
| iii. <input type="checkbox"/> OTHER () | \$ | | |
- b. ☐ Check in the amount of \$ _____ is enclosed. The Commissioner is hereby authorized to charge any variance between the amount enclosed and the Patent Office charges to **Deposit Account No. 50-2319**.
- c. ☒ The Commissioner is hereby authorized to charge the fees as indicated above, charge any variance or credit any overpayments, to **Deposit Account No. 50-2319**.

SUBMITTED BY:

Customer No. 32940

Typed or Printed Name

David C. Foster

Registration No.

44,685

Signature

Date

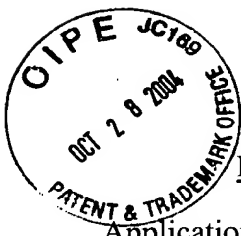
October 28, 2004

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PATENT

Attorney Docket No.: 33950/US (formerly 8484-013-999)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of:	Kern <i>et al.</i>	Art Unit:	1648
Serial No.	08/637,752	Examiner:	Mosher, M.
Filed:	July 20, 2001	Confirmation No.:	4876
For:	ADENO-ASSOCIATED VIRUS - ITS DIAGNOSTIC USE WITH EARLY ABORTION	Express Mail Label No.	EV 530694494 US
		Date of Deposit:	October 28, 2004

SUBMISSION UNDER 37 C.F.R. § 1.114(c)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action dated November 28, 2003 (Paper No. 20031126), and pursuant to 37 C.F.R. § 1.111, please enter the following amendments and remarks.

While applicant does not believe that any additional fee is due, the Commissioner is authorized to charge any additional fee(s) required, or credit any overpayment(s) to Deposit Account 50-2319 (Docket No. 33950/US (473299-00011)).

This paper includes:

Claims are reflected in the listing of claims, which begins on page 2 of this paper.

Remarks begin on page 4.